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9 Attorneys for Defendants CITY OF SACRAMENTO, BRIAN BRUST, an individual, and DAVID
10 LAUCHNER, an individual

11 **UNITED STATES DISTRICT COURT**

12 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

13 **SACRAMENTO DIVISION**

14 WARIS GILDERSLEEVE,) Case No.: 2:22-cv-02145-JAM-AC

)

15 Plaintiff,) STIPULATION TO CONTINUE TRIAL
16 vs.) AND CASE DEADLINES

)

17 CITY OF SACRAMENTO; BRIAN BRUST,)) **ORDER MODIFYING PRETRIAL
18 an individual, and DAVID LAUCHNER, an) SCHEDULING ORDER (ECF 18)
19 individual, and DOES 1 through 50, inclusive)
20)**

Defendants.)

)

21 IT IS HEREBY STIPULATED, and respectfully requested, by and between Plaintiff and
22 Defendants by and through their designated counsel, that:

23 WHEREAS, Defense Counsel Serena Warner and Ethan Zertucha from Angelo, Kilday &
24 Kilduff LLP have recently substituted into this litigation;

25 WHEREAS, defense counsel needs some additional time to become familiar with the case
26 and the initial disclosures;

27 WHEREAS, the current deadline to disclose experts is on May 24, 2024;

28 WHEREAS, defense counsel cannot meaningfully assess the case in order to disclose the

1 appropriate experts by the current deadline;

2 WHEREAS, the current deadline to complete non-expert discovery is July 19, 2024;

3 WHEREAS, defense counsel cannot prepare sufficiently to conduct all depositions and
4 written discovery needed prior to the current discovery deadline and, additionally, lead defense
5 attorney Serena Warner is scheduled to be out of state from July 10 through 30, 2024, which further
6 limits the time to complete the discovery based on the current schedule;

7 WHEREAS, counsel for the parties have met and conferred on the scheduling order
8 following the recent substitution of counsel for Defendants;

9 WHEREAS, the parties through their counsel have come to the agreement to continue the
10 current deadlines by approximately six to seven months given the circumstances;

11 WHEREAS, the current case schedule is set as:

Expert Witness Disclosures:	May 24, 2024
Discovery Cutoff:	July 19, 2024
Last Day to File Dispositive Motion:	September 13, 2024
Dispositive Motion Hearing:	November 5, 2024 at 1:30PM
Final Pretrial Conference:	January 17, 2025 at 10:00AM
Trial:	February 24, 2025 at 9:00AM

12 WHEREAS, with the Court's approval, the parties stipulate to extend discovery dates and
13 set the case schedule as proposed below:

<u>Matter</u>	<u>Current Deadline</u>	<u>Agreed Upon and Proposed Deadline</u>
Expert Witness Disclosure	May 24, 2024	December 16, 2024
Discovery Cutoff	July 19, 2024	February 10, 2025
Last Day to File Dispositive Motion	September 13, 2024	April 14, 2025
Dispositive Motion Hearing	November 5, 2024 at 1:30PM	June 16, 2025
Final Pretrial Conference	January 17, 2025 at 10:00AM	August 15, 2025
Trial	February 24, 2025 at 9:00AM	September 18, 2025

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1 IT IS SO STIPULATED.

2 Dated: June 6, 2024

ANGELO, KILDAY & KILDUFF, LLP

3 */s/ Serena M. Warner*

4 By: _____

SERENA M. WARNER
5 Attorneys for Defendants CITY OF
6 SACRAMENTO; BRIAN BRUST, and
DAVID LAUCHNER
7 LAW OFFICES OF JOHNNY L. GRIFFIN,
III

8 Dated: June 6, 2024

9 By: */s/ Manolo Olaso* _____

JOHNNY L. GRIFFIN III
MANOLO OLASO
10 Attorney for Plaintiff WARIS
GILDERSLEEVE

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ORDER MODIFYING PRETRIAL SCHEDULING ORDER

Pursuant to the stipulation of the Parties, the Pretrial Scheduling Order is **MODIFIED** as follows:

<u>Event</u>	<u>Current Deadline</u>	<u>New Deadline</u>
Expert Witness Disclosure	May 24, 2024	December 16, 2024
Joint mid-litigation statement		Fourteen (14) days prior to the close of discovery
Discovery Cutoff	July 19, 2024	February 10, 2025
Last Day to File Dispositive Motion	September 13, 2024	April 14, 2025
Dispositive Motion Hearing	November 5, 2024	June 17, 2025, at 01:00 p.m.¹
File Joint Pretrial Statement		August 07, 2025
Final Pretrial Conference	January 17, 2025	August 15, 2025, at 10:00 a.m.
Trial (6-7 Days)	February 24, 2025	September 29, 2025, at 09:00 a.m.

All other instructions contained in the May 10, 2023 Pretrial Scheduling Order (ECF No. 12) shall remain in effect.

IT IS SO ORDERED.

Dated: June 06, 2024

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ
SENIOR UNITED STATES DISTRICT JUDGE

¹ Calendars are subject to last minute changes. Contact the Courtroom Deputy for available dates.